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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Shigeo YAGUCHI

Serial No.: 10/748,234

Group Art Unit:

Filed: December 31, 2003

Examiner:

Title: INTRAOCULAR DEVICE FOR RETAINING A LENS CAPSULE

POWER OF ATTORNEY BY ASSIGNEE OF ENTIRE INTEREST

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Sir:

The undersigned corporation is the assignee of record of the entire interest of the above-identified application and hereby appoints the attorneys and/or agents of Staas & Halsey LLP under USPTO Customer No. 21,171 to prosecute and transact all business in the United States Patent and Trademark Office connected therewith.

All correspondence and telephone communications should be directed to:

21171

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PATENT TRADEMARK OFFICE

The undersigned assignee further states that the registered attorneys and/or agents identified in the new power of attorney above, and in particular William Herbert, are empowered to sign the statement and certification under 37 CFR 3.73(b) on behalf of the assignee. Attached to this power is a "CERTIFICATE UNDER 37 CFR 3.73(b)."

By: Akiyoshi Hosoyamada

Name: Mr. Akiyoshi Hosoyamada
President
Showa University, Tokyo, Japan



Dated April 15, 2004

STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: Cuore, Inc.Application No./Patent No.: 10/748,234Filed/Issue Date: December 31, 2003Entitled: INTRAOcular DEVICE FOR RETAINING A LENS CAPSULEShowa University, a university

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of an undivided part interest

in the patent application/patent identified above by virtue of either:

- A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

- B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: Shigeo YaguchiTo: Cuore, Inc.

The document was submitted to the Patent and Trademark Office for recordation on December 31, 2003 (not yet recorded).

2. From: Cuore, Inc.To: Showa University

The document is being submitted to the Patent and Trademark Office concurrently herewith for recordation.

3. From: _____

To: _____

The document was recorded in the Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

- ☐ Additional documents in the chain of title are listed on a supplemental sheet.

- ☒ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the PTO. See MPEP 302-302.8]

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

5/28/04
Date

[Signature]
Signature

William F. Herbert (Reg. No. 31,024)

Typed or printed name

Authorized Attorney of Assignee,
Showa University

Title

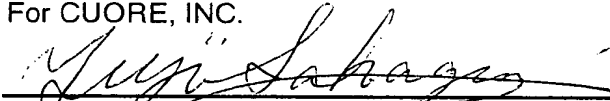
ASSIGNMENT

In consideration of the sum of One Dollar (\$1.00), and of other good and valuable consideration paid to Cuore, Inc., of #2 Park Haimu Takatsu 6-bankan, 4-5-6 Futako, Takatsu-ku, Kawasaki-shi, 213-0002, Japan (hereinafter "CUORE") by Showa University, 1-5-8 Hatanodai, Shinagawa-ku, Tokyo, 142-8555, Japan ("SHOWA"), the receipt and sufficiency of which are hereby acknowledged, CUORE hereby sells, assigns and transfers to SHOWA and its successors, assigns and legal representatives, its entire right, title and interest in and to an invention entitled INTRAOCULAR DEVICE FOR RETAINING A LENS CAPSULE, for which a U.S. utility patent application was filed on December 31, 2003, Serial No. 10/748,234, and to the application and patents, and any continuation, division, renewal, substitute, reissue or reexamination application based thereon, for the full term or terms for which said patent(s) may be granted and including any extensions thereof.

CUORE requests that any and all patents for the invention be issued in the name of SHOWA, its successors, assigns and legal representatives or to such nominees as it may designate.

CUORE agrees, when requested by SHOWA, to do all acts which SHOWA may deem necessary, desirable or expedient, for securing, maintaining and enforcing protection for said invention, including in the preparation and prosecution of said application(s) and the issuance of said patent(s), in any interference, reissue, reexamination, or public use proceeding, and in any litigation or other legal proceeding which may arise or be declared in relation to same, such acts to include but not be limited to executing all papers, including separate assignments and declarations, taking all rightful oaths, providing sworn testimony, and obtaining and producing evidence.

For CUORE, INC.

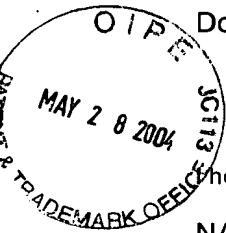


Mr. Yuji Sakaguchi, President

Date April 6, 2004

(typed name of Witness, and signature)

Applicant or Patentee: Shigeo YAGUCHI
Serial or Patent No.: 10/748,234 Confirmation No.: _____
Filed or Issued: December 31, 2003
For: INTRAOCULAR DEVICE FOR RETAINING A LENS CAPSULE
Docket: 1760.1001



**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS (37 C.F.R. 1.27(a) -- NONPROFIT ORGANIZATION (37 C.F.R. 1.27(a)(3))**

I hereby declare that I am an official empowered to act on behalf of the nonprofit organization identified below:

| | |
|-------------------------|--|
| NAME OF ORGANIZATION | <u>SHOWA UNIVERSITY</u> |
| ADDRESS OF ORGANIZATION | <u>1-5-8 Hatanodai, Shinagawa-ku, Tokyo, 142-8555, Japan</u> |

TYPE OF ORGANIZATION: A university or other institution of higher education located in any country;

I hereby declare that the nonprofit organization identified above qualifies as a nonprofit organization as defined above for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code to the Patent and Trademark Office with regard to the invention entitled INTRAOCULAR DEVICE FOR RETAINING A LENS CAPSULE by inventor Shigeo YAGUCHI described in application serial no. 10/748,23, filed December 31, 2003, and I hereby declare that all rights therein under contract or law have been conveyed to and remain with the nonprofit organization with regard to the above identified invention.

Further, I declare that this nonprofit organization indicated above has not assigned, granted, conveyed, or licensed and there is no obligation of the nonprofit organization to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 C.F.R. 1.27(a)(1) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 C.F.R. 1.27(a)(2) or a nonprofit organization under 37 C.F.R. 1.27(a)(3).

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. 1.27(g)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

| | |
|---------------------------|---|
| NAME OF PERSON SIGNING | <u>Mr. Akiyoshi Hosoyamada</u> |
| TITLE | <u>President</u> |
| ORGANIZATION | <u>SHOWA UNIVERSITY</u> |
| ADDRESS OF PERSON SIGNING | <u>1-5-8 Hatanodai, Shinagawa-ku, Tokyo 142-8555, Japan</u> |

SIGNATURE Akiyoshi Hosoyamada Date: April 15, 2004

